THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.24031 of 2007

Between:

Mannam Pullaiah and others.

.. PETITIONERS

and

The Revenue Divisional Officer and another.

.. RESPONDENTS

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THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.24031 of 2007

ORDER:

It is the case of the petitioners that against the final notice issued by

the 2nd respondent on 03-11-2007 under Section 6 of A.P.Land Encroachment Act, 1905, for summarily dispossessing the petitioners from the land admeasuring Ac.0-1½ cents in Sy.No.179/2A situated at Kondasamudram Village, Voletivaripalem Mandal, Prakasham District, they filed an appeal along with stay application before the 1st respondent on 11-11-2007 and the same are pending. It is stated that pending disposal of the appeal, the 2nd respondent is taking steps to dispossess the petitioners from the land in question.

As it is stated that the appeal is pending before the 1st respondent, without expressing any opinion on the merits of the case, I am of the opinion that it is just and proper to direct the 1st respondent to consider and dispose of the appeal, if any filed against the proceedings of the 2nd respondent, dated 03-11-2007, in accordance with law.

Accordingly, the writ petition is disposed of directing the 1st respondent to consider and dispose of the appeal, if any filed against the proceedings of the 2nd respondent, dated 03-11-2007, in accordance with law, as expeditiously as possible. Pending disposal of the appeal, status-quo obtaining as on today with regard to possession of the land in question shall be maintained. There shall be no order as to costs.

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15-11-2007

Note:

C.C. by tomorrow

(B/o)

Prv